

**NATURE OF CHARGE:** Adulteration, Section 402 (b) (2), a mixture of glucose and sorghum had been substituted in whole or in part for sorghum.

Misbranding, Section 403 (a), the label designation "Sorghum" was false and misleading as applied to a mixture of glucose and sorghum.

**DISPOSITION:** June 10, 1953. The Hershey Wholesale Grocery Co., Kansas City, Mo., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond for relabeling under the supervision of the Department of Health, Education, and Welfare.

**20454. Adulteration and misbranding of sorghum sirup. U. S. v. 45 Cases, etc.** (F. D. C. No. 34713. Sample Nos. 61072-L to 61074-L, incl.)

**LIBEL FILED:** February 19, 1953, District of Kansas.

**ALLEGED SHIPMENT:** On or about January 7 and 15, 1953, by Glenn Dawson, from Springdale, Ark.

**PRODUCT:** 45 cases, each containing 12 1-quart, 1-pint cans, of sorghum sirup, together with 29 1-quart, 1-pint cans, and 7 1-quart, 12-ounce cans, of sorghum sirup at Coffeyville, Kans.

**LABEL, IN PART:** (Cans) "Pure Sand Mountain Sorghum \* \* \* Made By Jake Alaxxander Rudy Ark.," "Sorghum Syrup Made For J. Dawson Springdale Ark.," or "Sorghum Made For and Guaranteed By M. Dawson & Son Springdale Arkansas."

**NATURE OF CHARGE:** Adulteration, Section 402 (b) (2), a mixture of glucose and sorghum had been substituted in whole or in part for sorghum.

Misbranding, Section 403 (a), the label designation "Sorghum" was false and misleading as applied to a mixture of glucose and sorghum.

**DISPOSITION:** August 27, 1953. Food Town Super Markets, Inc., Pittsburg, Kans., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond for relabeling under the supervision of the Department of Health, Education, and Welfare.

## CEREALS AND CEREAL PRODUCTS

### FLOUR

**20455. Adulteration of flour. U. S. v. 317 Bags, etc.** (F. D. C. No. 35061. Sample Nos. 20169-L, 20170-L.)

**LIBEL FILED:** June 8, 1953, District of South Dakota.

**ALLEGED SHIPMENT:** On or about February 25 and March 13, 1953, from Great Falls, Mont.

**PRODUCT:** 317 50-pound bags and 25 100-pound bags of flour at Rapid City, S. Dak., in the possession of the Nash-Finch Co.

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of rodent urine; and, Section 402 (a) (4), the article had been held under insanitary conditions whereby it may have become contaminated with filth. The article was adulterated while held for sale after shipment in interstate commerce.

**DISPOSITION:** June 26, 1953. The Nash-Finch Co., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the court ordered that the product be released under bond to be brought into com-

pliance with the law, under the supervision of the Department of Health, Education, and Welfare. 191 50-pound bags and 7 100-pound bags of the product were found unfit and were denatured for use as animal feed.

### MISCELLANEOUS CEREALS

**20456. Adulteration of rice. U. S. v. 11 Bags \* \* \*. (F. D. C. No. 35043. Sample No. 65057-L.)**

**LIBEL FILED:** May 20, 1953, District of South Dakota.

**ALLEGED SHIPMENT:** On or about December 24, 1952, from Stuttgart, Ark.

**PRODUCT:** 11 100-pound bags of rice at Huron, S. Dak., in the possession of the Park Grant Co.

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of rodent urine; and, Section 402 (a) (4), it had been held under insanitary conditions whereby it may have become contaminated with filth. The article was adulterated while held for sale after shipment in interstate commerce.

**DISPOSITION:** June 22, 1953. The owner of the product having admitted the allegations of the libel and consented to the disposition of the product without further notice, judgment of condemnation was entered and the court ordered that the product be destroyed.

**20457. Adulteration of wheat. U. S. v. 123,000 \* \* \*. (F. D. C. No. 34795. Sample No. 65017-L.)**

**LIBEL FILED:** April 4, 1953, District of Minnesota.

**ALLEGED SHIPMENT:** On or about March 20, 1953, by the Peavey Elevator, from Seneca, S. Dak.

**PRODUCT:** 123,000 pounds of wheat at East Minneapolis, Minn.

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of rodent excreta.

**DISPOSITION:** May 29, 1953. F. H. Peavey & Co., Minneapolis, Minn., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond for conversion into animal feed, under the supervision of the Department of Health, Education, and Welfare.

**20458. Adulteration of wheat. U. S. v. 106,000 \* \* \*. (F. D. C. No. 33381. Sample No. 48546-L.)**

**LIBEL FILED:** June 5, 1952, District of Minnesota.

**ALLEGED SHIPMENT:** On or about May 20, 1952, by the Pickert Grain Co., from Pickert, N. Dak.

**PRODUCT:** 106,000 pounds of wheat at Minneapolis, Minn.

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (2), the article contained an added poisonous and deleterious substance, a mercurial compound, which is unsafe within the meaning of the law since it is a substance not required in the production of the article and can be avoided by good manufacturing practice.

**DISPOSITION:** July 23, 1952. The Pickert Grain Co., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court